

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7493

Amended Joint Petition of Ludlow Telephone Company,)
Northfield Telephone Company, Perkinsville Telephone)
Company, Franklin Telephone Company, Inc., and)
Waitsfield-Fayston Telephone Company, Inc., d/b/a)
Waitsfield Telecom, d/b/a Champlain Valley Telecom,)
seeking: (1) a temporary restraining order against Global)
NAPs, Inc. ("GNAPs"); (2) payment of interexchange)
access charges by GNAPs; and (3) revocation of GNAPs')
Vermont certificate(s) of public good for alleged violations)
of Vermont law)

Order entered: 8/19/2010

PROCEDURAL ORDER RE: SCHEDULING

On January 22, 2010, I issued an Order directing the parties to this docket to file proposals for a litigation schedule on February 8, 2010. On February 3, 2010, the parties submitted for review and approval an executed stipulation (the "Stipulation") wherein they requested an order suspending this proceeding for the next 180 days. In the Stipulation, the parties further asked that I schedule a status conference in August of 2010.

On February 10, 2010, I issued an Order approving the Stipulation and suspending the proceedings in this docket for the following 180 days. In due course, a status conference was noticed in this docket for August 19, 2010.

On August 9, 2010, the Joint Petitioners¹ filed a letter requesting the cancellation of the status conference scheduled for August 19, 2010, and further seeking an additional six-month

1. The Joint Petitioners are Ludlow Telephone Company, Northfield Telephone Company, Perkinsville Telephone Company, Franklin Telephone Company, Inc., Waitsfield-Fayston Telephone Company, Inc., d/b/a Waitsfield Telecom, d/b/a Champlain Valley Telecom.

suspension of proceedings in this docket until February of 2011.² The Joint Petitioners cite as grounds for their request the continuing bankruptcy proceeding involving Telephone Operating Company of Vermont, LLC, d/b/a FairPoint Communications ("FairPoint"), and its constraining impact upon the resolution of the dispute in Docket 7556 between FairPoint and Global Naps, Inc. ("GNAPs"). According to the Joint Petitioners, "a resolution of the dispute in Docket 7556 might moot the core issue in the present proceeding."³ The Joint Petitioner's further represent that both counsel for the Vermont Department of Public Service and counsel for the federal Receiver of GNAPs⁴ have assented to the request to continue the suspension of the proceedings in this Docket.

As in the case of my previous Order issued on February 10, 2010, I again conclude that the interests of judicial economy and administrative efficiency will best be served by suspending the proceedings in this Docket for an additional six months. Accordingly, I hereby approve the Joint Petitioners' request to continue the suspension of these proceedings for six months. In due course, a notice shall issue for a status conference to be convened on February 14, 2011, or as soon as practicable thereafter.

SO ORDERED.

Dated at Montpelier, Vermont, this 19th day of August, 2010.

s/ June E. Tierney
June E. Tierney, Esq.
Hearing Officer

OFFICE OF THE CLERK

FILED: August 19, 2010

ATTEST: s/ Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)

2. Letter from Paul J. Phillips, Esq., on behalf of the Joint Petitioners, to Susan M. Hudson dated August 9, 2010 (the "Joint Petitioners' Letter").

3. Joint Petitioners' Letter at 1.

4. It would appear from an order attached to the Joint Petitioners' Letter that GNAPs is presently in Receivership pursuant to the jurisdiction of the United States District Court for the District of Massachusetts. *See* Joint Petitioners' Letter, Attachment 1, Part B.